

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

AUG 30 2023

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

EDWIN GVALEVECH,

Plaintiff-Appellant,

and

UNITED STATES OF AMERICA, ex. rel.;
STATE OF CALIFORNIA, ex. rel.,

Plaintiffs,

v.

KROGER SPECIALTY PHARMACY,
INC.; et al.,

Defendants-Appellees.

No. 23-55471

D.C. No. 2:17-cv-02141-SB-E
Central District of California,
Los Angeles

ORDER

The conference previously scheduled for August 31, 2023, is canceled.

Appellant's motion to dismiss this appeal (Docket Entry No. 6) is granted.

Fed. R. App. P. 42(b).

A copy of this order shall serve as and for the mandate of this court.

FOR THE COURT:

By: Roxane Ashe
Circuit Mediator